

1FW

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/778,009
Filing Date	February 11, 2004
First Named Inventor	Erik C. Scher
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	40-001330US

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> PTO-1449 Form	<input type="checkbox"/> Interview Summary
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Cited References	<input type="checkbox"/> Request for Continued Examination (RCE)
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Copy of PCT Search Report	<input type="checkbox"/> Request for Corrected Filing receipt
<input checked="" type="checkbox"/> Response to Restriction Requirement	<input type="checkbox"/> Copy of EP Search Report	<input type="checkbox"/> Copy of Filing Receipt - marked up
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Additional Enclosure(s) (please identify below):
<input checked="" type="checkbox"/> Receipt Acknowledgement Postcard	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Authorization to Charge Deposit Account Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Jonathan Alan Quine, Reg. No. 41,261, Quine Intellectual Property Law Group, P.C.
Signature	
Date	August 21, 2007

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Kimberly Cheung		
Signature		Date	August 21, 2007



CERTIFICATE OF MAILING

hereby certify that this correspondence is being deposited with the United States Postal Service express mail in an envelope addressed to: Mail stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 21, 2007.

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By: _____

Kimberly Cheung

Appl. No. : 10/778,009
Applicant : Erik C. Scher, et al.
Filed : February 11, 2004
TC/A.U. : 1753
Examiner : Thanh Truc Trinh

Confirmation No. 3323

Docket No. : 40-001330US
Customer No. : 22798
Client Ref No.: 01-001330US

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Restriction Requirement mailed August 9, 2007, Applicants elect to prosecute Group I (claims 104-140) without traverse.

Applicants note that this election may not be taken as a dedication to the public of the non-elected group (or any other subject matter) and Applicants expressly reserve the right to pursue the non-elected claims and to traverse any restriction requirement that may be applied in any divisional or continuation application.

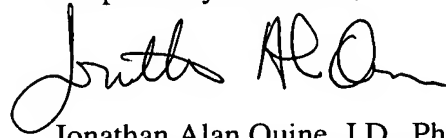
CONCLUSION

If a telephone conference would expedite prosecution of this application, the Examiner is invited to telephone Monica Elrod-Erickson at (510) 337-7871.

Appl. No. 10/778,009

QUINE INTELLECTUAL PROPERTY LAW GROUP
P.O. BOX 458, Alameda, CA 94501
Tel: 510 337-7871
Fax: 510 337-7877
PTO Customer No.: **22798**
Deposit Account No.: **50-0893**

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jonathan Alan Quine'.

Jonathan Alan Quine, J.D., Ph.D.,
Reg No. 41,261
For Monica Elrod-Erickson, Reg.
No. 51,651